

(Rev. 01/21) Complaint for Violation of Civil Rights (Prisoner)

UNITED STATES DISTRICT COURT

for the

Western District of New York

Daniel J. Saracina, Alissa B. Evans

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

See attached

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

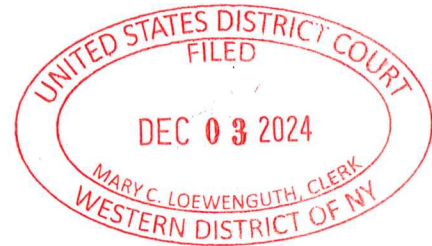
Case No.

24 - CV - 1096

(to be filled in by the Clerk's Office)

Amended

JURY TRIAL: Yes ___ No ___



COMPLAINT FOR VIOLATION OF CIVIL RIGHTS

(Prisoner Complaint)

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

Defendants

1. Matthew Albanese
2. Robert Myers
3. Anthony Pellittieri
4. Patrick McCarthy
5. William Granville
6. Richard Lee
7. Daniel Klemp
8. Detective Lundberg
9. Danielle Gang
10. T. Eberle
11. John C. Garcia
12. William E. Codley
13. Michael Phillips
14. Philip Kuppel
15. Sandra Amoia
16. William Whalen
17. Jeremy Lehning
18. Christine Green
19. Daniel Albiani-Gross
20. Kordziela
21. Raymond Kuhn
22. John Doe 1
23. John Doe 2
24. John Doe 3
25. John Doe 4
26. Jane Doe 1
27. Jane Doe 2
28. Jane Doe 3

A. The Plaintiff(s)

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Defendant No. 3

Name

Anthony Pellittieri

Job or Title (if known)

Shield Number

364

Employer

Erie County Sheriffs Office

Address

City

State

Zip Code



Individual capacity



Official capacity

Defendant No. 4

Name

Patrick McCarthy

Job or Title (if known)

Shield Number

405

Employer

Erie County Sheriffs Office

Address

City

State

Zip Code



Individual capacity



Official capacity

II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

Federal officials (a *Bivens* claim)

State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

Plaintiff(s) Bring this suit against Defendant Erie County ("The County") for events arising out of Erie County Sheriffs Deputies, alleging a violation of Plaintiff(s) equal protection rights (count I) and a violation of Plaintiff(s) due process rights (count II) malicious Prosecution (count III) see attached.

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

Defendant no. 5

name: William Granville

job/title:

shield number:

Employer: Erie County Sheriffs office

☒ individual capacity ☒ official capacity

Defendant no. 6

name: Richard Lee

job/title: Detective

shield number: D-71

employer: Erie County Sheriffs office

☒ individual capacity ☒ official capacity

Defendant no. 7

name: Daniel Klemp

job/title: Deputy

shield number: 269

employer: Erie County Sheriffs office

☒ individual capacity ☒ official capacity

Defendant no. 8

name: Lundberg

job title: Detective

shield number: D-88

employer: Erie County Sheriffs office

☐ individual capacity ☒ official capacity

Defendant No 9

name : Gang, Danielle

job or title :

shield number :

employer : Erie County Sheriff's Office
☒ Individual capacity ☒ Official capacity

Defendant No 10

name : Eberle, T

job or title :

shield number :

employer : Erie County Sheriff's Office
☐ Individual capacity ☒ Official capacity

Defendant No 11

name John C. Garcia

job or title Sheriff

Shield number

employer Erie County Sheriff's Office
☐ Individual capacity ☒ Official capacity

Defendant No 12

name William J. Codey

job or title Undersheriff

shield number

employer Erie County Sheriff's Office
☐ Individual capacity ☒ Official capacity

Defendant no 13

name Michael Phillips

job or title

shield number

employer Erie County Sheriffs office
☐ Individual capacity ☒ Official capacity

Defendant no 14

name Philip Kuppel

job or title

shield number

employer Erie County Sheriffs office
☐ Individual capacity ☒ Official capacity

Defendant no 15

name Sandra Amoia

job or title

shield number

employer Erie County Sheriffs office
☐ Individual capacity ☒ Official capacity

Defendant no 16

name William Whalen

job or title

shield number

employer Erie County Sheriffs office
☐ Individual capacity ☒ Official capacity

Defendant no 17

name Jeremy Lehning

job or title

Shield number

employer Erie County Sheriff's Office

☐ Individual capacity ☒ Official capacity

Defendant no 18

name Christine Green

job or title

Shield number

employer Erie County Sheriff's Office

☐ Individual capacity ☒ Official capacity

Defendant no 19

name Daniel Albiani - Gross

job or title

Shield number

employer Erie County Sheriff's Office

☐ Individual capacity ☒ Official capacity

Defendant no 20

name Kondziela

job or title

Shield number

employer Erie County Sheriff's Office

☐ Individual capacity ☒ Official capacity

Defendant no 21

name Raymond Kuhn

job or title

shield number 360

employer Erie County Sheriff's Office

☐ Individual capacity

☒ Official capacity

Defendant no 22

name John Doe 1

job or title

shield number

employer Erie County Sheriff's Office

☐ Individual capacity

☒ Official capacity

Defendant no 23

name John Doe 2

job or title

shield number

employer Erie County Sheriff's Office

☐ Individual capacity

☒ Official capacity

Defendant no 24

name John Doe 3

job or title

shield number

employer Erie County Sheriff's Office

☐ Individual capacity

☒ Official capacity

Defendant no 25

name John Doe 4

job or title

shield number

employer Erie County Sheriff's Office
☐ Individual capacity ☒ Official capacity

Defendant no 26

name Jane Doe 1

job or title

shield number

employer Erie County Sheriff's Office
☐ Individual capacity ☒ Official capacity

Defendant no 27

name Jane Doe 2

job or title

shield number

employer Erie County Sheriff's Office
☐ Individual capacity ☒ Official capacity

Defendant no 28

name Jane Doe 3

job or title

shield number Erie County Sheriff's Office
☐ Individual capacity ☒ Official capacity

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- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed. Defendants acted "under color, statute, ordinance, regulation, custom and usage" by not bringing Plaintiff Saracina to court, giving away inventory, evidence to "Towne Chevrolet", not allowing Saracina lawyer visit/contact at any point at ECmc, for almost 60 days. Defendants charged Plaintiff Saracina with gun/firearms possession and never found a gun

III. Prisoner Status

Indicate whether you are a prisoner or other confined person as follows (check all that apply):

- ☒ Pretrial detainee
- ☐ Civilly committed detainee
- ☐ Immigration detainee
- ☐ Convicted and sentenced state prisoner
- ☐ Convicted and sentenced federal prisoner
- ☐ Other (explain) _____

IV. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. If the events giving rise to your claim arose outside an institution, describe where and when they arose.
- April 2023 - 4340 South Park Ave Blasdell NM 14219 (Fake gun charge)
 - 2/15/24 Transit Rd Clarence NM (Fake drugs / car parts charge)
 - April 2024 ECmc "lockup"
- B. If the events giving rise to your claim arose in an institution, describe where and when they arose.
- April 2024 ECmc "lockup" 9th floor where Erie County Sheriff officers look over "lockup" inmates

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C. What date and approximate time did the events giving rise to your claim(s) occur?

April 2023, February 15, 2024, March 2024 - ongoing

D. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

See attached

V. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

VI. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

Compensatory damages: loss of items in truck, loss of pistol permit and guns, loss of teaching license, lawyer fees, loss of work, Punative damages - humiliation, defamation of character, nominal damages - emotional damages \$200,000 each

Issue a temporary injunction to stop the Erie County Sheriff's office from maliciously harming and prosecuting us.

II. Basis for Jurisdiction

- D. Defendant(s) acted "under color, statute, ordinance, regulation, custom and usage by not transporting Plaintiff Saracina to court from ECMC "lockup" to Buffalo city court for Arraignment for (9) Days
- Defendant(s) gave away Inventory evidence to ("Towne Chevrolet") before Plaintiff(s) Saracina and Evans Arraignment.
 - Defendants charged Plaintiff(s) Saracina and Evans with Criminal Possession of stolen Property 4th A class (E) Felony at what Defendant(s) did by written instrument, to Knowing make a false statement. Punishable under the laws of state of New York.
 - Defendant(s) did not allow Plaintiff Saracina to have contact/visit with Attorney at any point at ECMC "Lockup" 9th floor
 - Defendant(s) charged Plaintiff Saracina with firearms possession and Defendant(s) never found a firearm

IV. Statement of claim (D)

Defendants M. Albanese, B. Myers, Pellittieri and P. McCarthy charged Plaintiff(s) Evans and Saracina with criminal possession of stolen property, a class (E) felony and did so by means of false Instruments and Know false written statement, Defendant(s) also charged Plaintiff Saracina with drug possession and the drugs and drug charges are gone as in missing, not found even in evidence

Deputy William Granville and Sgt. Matthew Albanese of the Erie County Sheriff's office opened a "ALL OUT MAN HUNT" for Plaintiff Saracina after a unjustified charge into A investigation of drugs and car parts. Drugs that came up missing after the Sgt. Albanese placed in evidence. On 2/15/24 when SGT. Albanese lost the drugs he ordered officers to charge Plaintiffs SARACINA and EVANS Grand Larceny 3rd of auto parts that can be seen in "RADIO ACTIVITY" Albanese ordering other officers to turn the charge into a felony complaint. Under the penalty of perjury Albanese and other officers "That the EXECUTIONS had achieved their desired effect" Create A DANGEROUS "MAN HUNT" For SARACINA. The final amount/percentage of car parts was changed by Albanese and officers to make the charge A FELONY COMPLAINT. After using the process of our courts and services of the D.A.'s Office.

the Sheriff's officer's then gave away evidence A vehicle and the contents (Plaintiff's Personal Property) that were impounded in furtherance of A investigation to "Towne Chevrolet"

For over A Full Year Sgt. Albanese, Deputy William Granville, and officer's of the Erie County Sheriff's office have made Plaintiff's Saracina and Evans along with Plaintiff's immediate family the Sheriff's "HONOR AND OFFICIAL DUTY" to put Plaintiff's civil rights in clean violation of the Government's Policies and Customs.

Spring of 2023 when Plaintiff Alissa B. Evans (Plaintiff Saracina Girlfriend) was placed on Disciplinary leave from the Erie County Sheriff's Office at the time Plaintiff (Evan was a Employee) was the same date and time Plaintiff Saracina was pulled over by Defendant's Granville and other officer's as part of Ground Surveillance of 4340 South Park Ave Blasdell, N.Y 14219 and without merit to A arrest warrant of allegations and assuming Plaintiff Saracina was in Possession of Plaintiff Evans

"HAND GUNS" Firearm.

Plaintiff Saracina was Booked at the Erie County Holding Center without Bail/Bond to A Firearm charge. Defendant's Granville and (2) Two other officer never found A Firearm.

Plaintiff Saracina was apprehended at 4340 South Park and is Plaintiff Saracina Occupation line of work place and Brother/Commercial Business. The enterprise is in Plaintiff Saracina's Brother name (GrassHopperz) in front of numerous people in the Public and Committed to jail on a ridiculous allegation. There was No legally Sufficient evidence to Support Plaintiff Saracina restraint or violating Arrest of Plaintiff other than Plaintiff Evans was just Placed on leave that Day and Defendant's Granville and (2) Two other officer's wanted to force immediate discrimination and clearly establishing A favorable use of misconduct with A explanation due to Plaintiff Evans Disciplinary leave from the Erie County Sheriff's office.

In March of 2024 Plaintiff Saracina was charged with a Crime
(3)

that alleged Saracina to have attempted to "RUN DOWN" Defendant's Granville and Albanese at a "TRAFFIC STOP" in the City of Buffalo, Granville and Albanese Suspected Plaintiff Saracina was the Driver of A Black Dodge Charger with Black windows. (3) Three weeks after this alleged "TRAFFIC STOP" Plaintiff Saracina was found in A house in the City of Buffalo by Defendant's Granville and other officer's Seeking medical care do to A Heart Condition and in Serious immediate medical need and not Breathing.

Plaintiff Saracina was Placed in the Hospital / E.C.M.C. 9th Floor lock up and watched over By the Erie County Sheriff's Deputy's for approximately 60 days. At E.C.M.C. the Erie County Sheriff officers Deprived Plaintiff Saracina of right to Counsel and private attorney Consultation at numerous times. Officer's ~~to~~ turned off power to the Phone for 3 weeks and Said "It is BROKEN".

Attorney Benjamin F. Macaluso Argued to have A Private Attorney / Counsel visit when Plaintiff Saracina was in the Hospital bed and

the Sheriff's officers said "WE ARE NOT LEAVING THE ROOM". Violating Plaintiff's Constitutional Rights and Due Process Rights.

Plaintiff Saracina also was in A Hospital Bed for 13 Days NOT Seeing A Judge on any charges.

After 24 hours of A Defendant in A Hospital and "awake" the court room is to take place at the Hospital if Defendant cant be transported medical problem. Again Violating Plaintiff Saracina's Due Process Rights.

Defendant William Granville has called Plaintiff Saracina and Evans Counsel Timothy D. Gallagher, Esq. Attorney at Law ON Mr. Gallagher's Personal Cell Phone to "FACE OR CONFRONT" Mr. Gallagher on specific arguments that Plaintiff Saracina and Counsel Timothy Gallagher Spoke About on Attorney / Counsel Phone Call From the Erie County Holding Center to Mr. Gallagher's Phone. A Phone that is Privileged Correspondence and Telephone Communications between prisoners and their legal Counsel that Shall Not be monitored or recorded. Timothy

Gallagher made it clear to Plaintiff's Saracina and Evans that Defendant William Granville ordered Timothy Gallagher to E-Mail Defendant Granville Specific Material that Attorney Privileged Correspondence was Spoke about over A "Private Consultation" or So we thought was Private and that Defendant Granville's Misconduct was Specious and not Proper Procedure and Among other Should be deemed Concerning to the Courts.

On October 30th 2024 Plaintiff Saracina was again charged By the Erie County Sheriff's office with Some more "OVER THE TOP" ridiculous allegations. Plaintiff SARACINA unlawfully and forcible instructed A Child Name N/A Due to AGE to Not attend A or Cooperate with A Forensic RAPE investigation. A Allegation that Should be on A recorded Phone call If Was True.

To date NO Phone call has been turned over to Plaintiff Saracina. The Erie County Sheriff's office has

turned A Hostile environment for the Public and Plaintiff's SARACINA and EVANS. It is obvious that the County of Erie is being used as the "WILD WILD WEST" by A few "BAD APPLES" in the SHERIFF'S office and the Few "BAD APPLES" are Poisoning the "WHOLE TREE".

Now the Erie County D.A.'s office is Clearly in denial or turning A Head to this misconduct. Plaintiff's SARACINA and EVANS are asking the Court to order Injunctive Relief "equitable relief" or "TRO" Towards Defendants So Plaintiff's are not without Constitutional Rights, Equal Protection clause, Due Process and Defendants CAN NOT "SHAKE DOWN" Plaintiff's ATTORNEY'S or FAMILY.

Plaintiff's are also asking the Courts to grant Relief in Compensatory Damages/actual damages, Punitive, and Nominal Damages. Defendants acted with "EVIL MOTIVE AND INTENT" and "RECKLESS OR CALLOUS INDIFFERENCE" to Plaintiff's ~~to~~ Federal Rights. Compensatory damages at \$200,000 each; Punative Damages at \$200,000 each in Individual and Official capacity and Nominal damages at \$200,000 each

Exhibit Table

A2 Erie County Sheriff's office (chat log) Albanese
Sgt. Ordering Officers to "MAKE" A
Grand larceny charge. (FELONY COMPLAINT)
A.2.4 (CHAT LOGS)

A.3 Shows GANGD and Albanese "LOL and LMAO"
about calling "CPS Drug LAB" on missing
Drugs.

B.4 Shows Sgt. Albanese changing the amount /
Invoice SALE Charge \$123.00 and X that
By 10%.

C.4 Shows Sgt. Albanese Contacted Lauren NASH
of the D.A.'s office and was cleared
To give SARACINA and EVANS Evidence /
Plaintiff's Contents and vehicle to Mark from
"TOWNE CHEVROLET"

D.1 EVANS and SARACINA "Clean License"

E.1 Shows SARACINA Charged with Drugs and
The vehicle and Contents were Impounded and
Missing

Exhibit Table

F.1 Shows Sheriff's officer/Deputy could
Served Saracina with A order of
Protection at E.C.M.C. 9th Floor Lock up
and NOT Bring SARACINA to
CITY COURT for FELONY HEARING

Chat Log : Erie County Sheriff's Office (ECS)

Complaint: ECS 24-013412 Received Timestamp on Complaint: 02/15/2024 02:20:31

Agency	Username	Group ID	Timestamp	Message
CTO	BENTLEY	0	2/15/2024 4:49:04 AM	Emergency message sent with no text. ** Message Sent By Automatic Timer **
ECS	EBERLET	0	2/15/2024 4:49:34 AM	everything ok?
DEP	SCHAEFER	0	2/15/2024 4:49:40 AM	you ok Steve?
CTO	BENTLEY	0	2/15/2024 4:49:54 AM	all good
DEP	SCHAEFER	0	2/15/2024 4:50:05 AM	16
ECS	KONDZIELA	17	2/15/2024 2:30:37 AM	5 cars clear
ECS	MYERSR	17	2/15/2024 2:35:19 AM	3w out with the 2 cars
ECS	LEDERHOU	17	2/15/2024 2:35:31 AM	copy
EVN	HASSANR	6231368	2/15/2024 3:09:30 AM	have rt 39?
EVN	HASSANR	6231368	2/15/2024 3:22:38 AM	6231368 SYSTEM DS2-HASSANR has left the chat group.
ECS	MYERSR	6231625	2/15/2024 3:59:04 AM	6231625 SYSTEM 83-MYERSR has left the chat group.
ECS	LEDERHOU	6231702	2/15/2024 3:45:21 AM	I have seneca
EVN	HASSANR	6231702	2/15/2024 3:45:43 AM	thx
ECS	LEDERHOU	6231702	2/15/2024 3:45:52 AM	cant beleive you closed out on me
EVN	HASSANR	6231702	2/15/2024 3:46:02 AM	you did it the other day first!!
ECS	LEDERHOU	6231702	2/15/2024 3:46:28 AM	Only cause my computer froze up and i had to reset it
EVN	HASSANR	6231702	2/15/2024 3:47:13 AM	suree
ECS	LEDERHOU	6231702	2/15/2024 3:47:21 AM	lol
EVN	HASSANR	6231702	2/15/2024 3:47:44 AM	sen 883 responding
ECS	LEDERHOU	6231702	2/15/2024 3:53:12 AM	Ty
EVN	HASSANR	6231702	2/15/2024 4:41:31 AM	6231702 SYSTEM DS2-HASSANR has left the chat group.
ECS	LEDERHOU	6231703	2/15/2024 5:16:42 AM	That was a quick visit with Bettty
ECS	DEWOLFE	6231703	2/15/2024 5:21:10 AM	betty doesnt stand a chance when its shift change
ECS	LEDERHOU	6231703	2/15/2024 5:31:46 AM	lol
ECS	DEWOLFE	6231703	2/15/2024 5:34:33 AM	6231703 SYSTEM 185-DEWOLFE has left the chat group.
ECS	DGROSS	6232951	2/15/2024 3:24:15 AM	Joe Basil Key Holder Doug Bredford 716-901-3978 jay thiel 716-583-1875 greg or craig colby 716-807-9331
ECS	DGROSS	6232951	2/15/2024 3:24:35 AM	thats lancaster my bad i said amh , unknown how current those are but what they had listed
ECS	ALBANESE	6232951	2/15/2024 3:26:30 AM	thank u
ECS	DGROSS	6232951	2/15/2024 3:31:15 AM	np

ECS	DGROSS	6232951	2/15/2024 4:19:08 AM	VISTA SECURITY CB 716-510-5114
ECS	ALBANESE	6232951	2/15/2024 4:19:36 AM	thank u
ECS	DGROSS	6232951	2/15/2024 4:20:39 AM	np
ECS	DGROSS	6232951	2/15/2024 5:33:53 AM	6232951 SYSTEM DS2-DGROSS has left the chat group.
ECS	MYERSR	6233751	2/15/2024 3:59:04 AM	6233751 SYSTEM 83-MYERSR has left the chat group.

A.2

ECS	HOELSCD	17	2/19/2024 6:16:13 PM	Gmorning Charlie....Normal crew tonight, call us if you need us...Check emails, including one from the captain and one from the garage....D4 multiple prem checks of Adams Rd address per the chief...if you submitted days off for early VAC schedule, please get those PO-19s in....Work smartBe good backup....DH
ECS	HOELSCD	17	2/19/2024 6:52:37 PM	any contact # for a Jackie at that address?
ECS	EBERLET	17	2/19/2024 6:53:12 PM	716-941-9008
ECS	EBERLET	17	2/19/2024 6:53:34 PM	my mistake, not that n#
ECS	LEDERHOU	17	2/19/2024 9:27:54 PM	Brant OOS for Evening
ECS	ADYMYD	17	2/19/2024 10:38:21 PM	ill meet 4e at 7-81
ECS	EBERLET	17	2/19/2024 10:38:28 PM	copy
ECS	ALBANESE	17	2/19/2024 11:02:52 PM	can you change 013412 to grand larceny please
ECS	EBERLET	17	2/19/2024 11:02:58 PM	absolutely
ECS	GANGD	17	2/19/2024 11:03:06 PM	we dont have a grand larceny
ECS	EBERLET	17	2/19/2024 11:03:07 PM	we only have larceny though - that ok?
ECS	ALBANESE	17	2/19/2024 11:03:26 PM	yes
ECS	LEDERHOU	17	2/20/2024 6:17:19 PM	Gow oos for evening
ECS	HOELSCD	17	2/20/2024 7:24:23 PM	s/c hardt rd please
ECS	HOELSCD	17	2/20/2024 7:25:01 PM	ty
ECS	LEDERHOU	17	2/20/2024 7:25:11 PM	np
ECS	ADYMYD	17	2/20/2024 8:23:11 PM	can you start me at attempt to serve warrant CL at 5445 riley road, vincent messina
ECS	ADYMYD	17	2/20/2024 8:23:23 PM	4w and 4e will be with
ECS	ADYMYD	17	2/20/2024 8:25:31 PM	notify CC please
ECS	EBERLET	17	2/20/2024 8:26:46 PM	Sounds good
ECS	EBERLET	17	2/20/2024 8:27:28 PM	Are you going to be all set, or want them to send a car as well?
ECS	ADYMYD	17	2/20/2024 8:27:44 PM	should b set
ECS	EBERLET	17	2/20/2024 8:27:49 PM	Copy
ECS	ADYMYD	17	2/20/2024 8:32:51 PM	were out
ECS	LEDERHOU	17	2/20/2024 8:33:01 PM	copy
ECS	DRDREYER	17	2/20/2024 9:16:37 PM	o/s have a gn
ECS	GANGD	17	2/20/2024 9:16:45 PM	gn
ECS	BONAFEDE	17	2/20/2024 9:28:42 PM	im clear from 5139
ECS	LEDERHOU	17	2/20/2024 9:32:54 PM	copy
ECS	CALAD	17	2/20/2024 11:16:12 PM	clear from 134. log please
ECS	EBERLET	17	2/20/2024 11:16:18 PM	copy
ECS	MCCARTHY	17	2/21/2024 12:04:56 AM	attach me to 5n uumv please
ECS	EBERLET	17	2/21/2024 12:05:00 AM	copy
ECS	MCCARTHY	17	2/21/2024 12:05:04 AM	ty

THM	JUREKM	0	2/21/2024 2:26:36 AM	approaching ford plant
THM	JUREKM	0	2/21/2024 2:26:55 AM	East 179
THM	JUREKM	0	2/21/2024 2:27:23 AM	exiting Martin
AMH	OLIVERC	0	2/21/2024 2:28:04 AM	amherst copies.. we are sending a car to that address to see if its a steal or who is driving
THM	JUREKM	0	2/21/2024 2:28:15 AM	vehicle stopped 1 in custody
AMH	OLIVERC	0	2/21/2024 2:28:25 AM	10-4
THM	JUREKM	0	2/21/2024 2:28:49 AM	Amherst we will be in touch shortly
AMH	OLIVERC	0	2/21/2024 2:29:01 AM	roger
AMH	MCGRAP	0	2/21/2024 3:09:06 AM	anyone get a plate for that white jeep earlier?
BPC	MICHEL09	0	2/21/2024 5:17:11 AM	Cancel ATL for Ramsey, Jayshon, DOB:9/17/2000. He has been located.
ECS	KONDZIELA	17	2/15/2024 2:30:37 AM	5 cars clear
ECS	MYERSR	17	2/15/2024 2:35:19 AM	3w out with the 2 cars
ECS	LEDERHOU	17	2/15/2024 2:35:31 AM	copy
ECS	STOTTB	17	2/15/2024 8:26:52 AM	190 sb from the north bridge to the south bridge is standstill traffic due to MVA on south bridge
ECS	SMALLT	17	2/15/2024 5:55:33 PM	kohlers on location, cant make comments due to mobile client issue
ECS	EBERLET	17	2/15/2024 5:55:41 PM	copy
ECS	HOELSCD	17	2/15/2024 6:32:00 PM	Gmorning Charlie....Normal crew for our busy start tonight.....Our phones are on if you need something.....Please check your email for next draft schedule and confirm days off, training or if something is wrong.....Also D2....email / police info about possible issue later.....Work smart..... Be good back up
ECS	CALAD	17	2/15/2024 8:25:55 PM	clear from 695
ECS	LEDERHOU	17	2/15/2024 8:26:11 PM	copy
ECS	CLARKJ	17	2/15/2024 9:02:47 PM	*DO NOT BROADCAST ON RADIO* Cars on Adams Rd....take note of 24-012221 White Toyota Corolla with loud exhaust, ladder on roof, using switched plates KCB1590 has been dumping trash on Adams rd property for some time....keep eyes out in District if it is being operated
ECS	GANGD	17	2/15/2024 9:03:32 PM	copy thank you
ECS	HOELSCD	17	2/15/2024 9:03:34 PM	copy
ECS	CLARKJ	17	2/15/2024 9:04:10 PM	the registerd owner of that switched plate is a Mark Glass....there is a history with that family and younger Glass has history of pushing law limits regarding firearms
ECS	CLARKJ	17	2/15/2024 9:05:08 PM	It was seen parked on E Main St and Mechanic St a few days ago during daylight hours unoccupied
ECS	GANGD	17	2/15/2024 9:05:25 PM	ill ref that comp on this cl
ECS	ADYMYD	17	2/15/2024 10:09:18 PM	can you put me back on adams road call pls
ECS	EBERLET	17	2/15/2024 10:09:24 PM	yes
ECS	DEWOLFE	17	2/19/2024 5:45:51 PM	can you add badge 414 to our car pls

ECS	DGROSS	6232951	2/15/2024 4:19:08 AM	VISTA SECURITY CB 716-510-5114
ECS	ALBANESE	6232951	2/15/2024 4:19:36 AM	thank u
ECS	DGROSS	6232951	2/15/2024 4:20:39 AM	np
ECS	DGROSS	6232951	2/15/2024 5:33:53 AM	6232951 SYSTEM DS2-DGROSS has left the chat group.
ECS	MYERSR	6233751	2/15/2024 3:59:04 AM	6233751 SYSTEM 83-MYERSR has left the chat group.
ECS	RICHARDL	6234551	2/15/2024 1:10:46 PM	can you add me to 573 thanks
ECS	GANGD	6234551	2/15/2024 1:10:55 PM	sure
ECS	GANGD	6241881	2/15/2024 5:47:55 PM	youre on it
ECS	ALBANESE	6241881	2/15/2024 6:02:59 PM	hey, its not showing on the board
ECS	GANGD	6241881	2/15/2024 6:03:24 PM	it is the screne comps are messed up
ECS	ALBANESE	6241881	2/15/2024 6:03:34 PM	beautifullll
ECS	GANGD	6241881	2/15/2024 6:03:58 PM	lol im calling cps we have been too busy to call
ECS	ALBANESE	6241881	2/15/2024 6:04:31 PM	sounds like its been a little hectic
ECS	GANGD	6241881	2/15/2024 6:04:53 PM	its been a mess today lmao
ECS	ALBANESE	6241881	2/15/2024 11:14:40 PM	you can clear me and 2e from 412
ECS	GANGD	6241881	2/15/2024 11:14:50 PM	ok
ECS	LEDERHOU	6242171	2/15/2024 7:29:58 PM	what time you on till?
ECS	DUSZAZ	6242171	2/15/2024 7:30:10 PM	12
ECS	LEDERHOU	6242171	2/15/2024 7:30:20 PM	Nice, a little change from the Rath!
ECS	DUSZAZ	6242171	2/15/2024 7:30:38 PM	Absolutely
ECS	LEDERHOU	6242171	2/15/2024 7:30:41 PM	lol
ECS	DUSZAZ	6242171	2/15/2024 7:38:06 PM	ill take what i can get lol
ECS	LEDERHOU	6242171	2/15/2024 7:38:23 PM	Cant Blame you there
ECS	ALBANESE	6276531	2/19/2024 3:23:20 PM	im on loc at dave smith ford
ECS	COOPERD	6276531	2/19/2024 3:23:32 PM	ok
ECS	COOPERD	6276531	2/19/2024 5:35:08 PM	6276531 SYSTEM DS1-COOPERD has left the chat group.
ECS	ALBANESE	6276532	2/19/2024 8:57:23 PM	3e for the jail call please
ECS	EBERLET	6276532	2/19/2024 8:57:28 PM	You got it
ECS	ALBANESE	6276532	2/19/2024 11:03:18 PM	that was supposed to go just to you
ECS	EBERLET	6276532	2/19/2024 11:03:23 PM	all good lol
ECS	EBERLET	6276532	2/19/2024 11:03:40 PM	i can do larceny - auto accessories
ECS	EBERLET	6276532	2/19/2024 11:03:48 PM	other, from vehicle, stuff like that
ECS	ALBANESE	6276532	2/19/2024 11:03:48 PM	perfect
ECS	EBERLET	6276532	2/19/2024 11:04:02 PM	you got it. it's larceny - auto accessories
ECS	ALBANESE	6276532	2/19/2024 11:04:13 PM	thank u
ECS	EBERLET	6276532	2/19/2024 11:04:19 PM	no problem, any time
ECS	ALBANESE	6276532	2/19/2024 11:25:16 PM	you can clear me of that larceny for now
ECS	EBERLET	6276532	2/19/2024 11:25:22 PM	you got it

ECS	EBERLET	17	2/21/2024 12:05:15 AM	yw
ECS	ADYMYD	17	2/21/2024 3:39:21 AM	can clear me from 174
ECS	ADYMYD	17	2/21/2024 3:39:22 AM	pls
ECS	EBERLET	17	2/21/2024 3:39:34 AM	yes
ECS	VACCAROS	17	2/21/2024 6:29:16 AM	Can you plz attach me to 5227
ECS	TRASKR	17	2/21/2024 6:41:04 AM	sure
TTO	MMANZELL	999	2/15/2024 11:43:58 AM	can you verify that other plate? because LHK-3153 isnt coming back
CPS	EVERETTM	999	2/19/2024 6:37:28 PM	ATTN TTO/AMH.....RECKLESS OP...APPROX 16 Y/O MALE DRIVING OVER 100 MPH IN A DARK GREEN DODGE CHARGER WITH NO PLATES, WAS LS IN AREA OF THE 190S NEAR THE 290, UNK IF HE CONTINUED ON THE 190 OR GOT AFF AT THE 290. NYSP WAS NTFD
UNY	BESTKELM	999	2/19/2024 6:37:41 PM	UB Copies
THM	MOSESB	999	2/19/2024 7:04:42 PM	Rt 20 shut down between Lakeview Rd and N Creek Rd for injury accident
THM	JUREKM	999	2/19/2024 8:04:11 PM	Rt 20 back open
NIT	NITTEC	999	2/19/2024 8:04:22 PM	Thanks.
EVN	HASSANR	6231368	2/15/2024 3:09:30 AM	have rt 39?
EVN	HASSANR	6231368	2/15/2024 3:22:38 AM	6231368 SYSTEM DS2-HASSANR has left the chat group.
ECS	MYERSR	6231625	2/15/2024 3:59:04 AM	6231625 SYSTEM 83-MYERSR has left the chat group.
ECS	LEDERHOU	6231702	2/15/2024 3:45:21 AM	I have seneca
EVN	HASSANR	6231702	2/15/2024 3:45:43 AM	thx
ECS	LEDERHOU	6231702	2/15/2024 3:45:52 AM	cant beleive you closed out on me
EVN	HASSANR	6231702	2/15/2024 3:46:02 AM	you did it the other day first!!
ECS	LEDERHOU	6231702	2/15/2024 3:46:28 AM	Only cause my computer froze up and i had to reset it
EVN	HASSANR	6231702	2/15/2024 3:47:13 AM	suree
ECS	LEDERHOU	6231702	2/15/2024 3:47:21 AM	lol
EVN	HASSANR	6231702	2/15/2024 3:47:44 AM	sen 883 responding
ECS	LEDERHOU	6231702	2/15/2024 3:53:12 AM	Ty
EVN	HASSANR	6231702	2/15/2024 4:41:31 AM	6231702 SYSTEM DS2-HASSANR has left the chat group.
ECS	LEDERHOU	6231703	2/15/2024 5:16:42 AM	That was a quick visit with Betty
ECS	DEWOLFE	6231703	2/15/2024 5:21:10 AM	betty doesnt stand a chance when its shift change
ECS	LEDERHOU	6231703	2/15/2024 5:31:46 AM	lol
ECS	DEWOLFE	6231703	2/15/2024 5:34:33 AM	6231703 SYSTEM 185-DEWOLFE has left the chat group.
ECS	DGROSS	6232951	2/15/2024 3:24:15 AM	Joe Basil Key Holder Doug Bredford 716-901-3978 jay thiel 716-583-1875 greg or craig colby 716-807-9331
ECS	DGROSS	6232951	2/15/2024 3:24:35 AM	thats lancaster my bad i said amh , unknown how current those are but what they had listed
ECS	ALBANESE	6232951	2/15/2024 3:26:30 AM	thank u
ECS	DGROSS	6232951	2/15/2024 3:31:15 AM	np

A.4

ECS	LEDERHOU	6288361	2/20/2024 7:27:24 PM	lol ok
ECS	LEDERHOU	6288361	2/20/2024 7:28:01 PM	Makes more sense
ECS	DEWOLFE	6288361	2/20/2024 7:28:12 PM	for sure
ECS	DEWOLFE	6288361	2/20/2024 9:31:46 PM	its the staley rd one
ECS	LEDERHOU	6288361	2/20/2024 9:32:47 PM	ok we will change it.
ECS	ALBANESE	6288483	2/20/2024 10:25:23 PM	can you give me a call .. 339-9072
ECS	ALBANESE	6288484	2/20/2024 10:28:53 PM	can you send me hamburg pd number
ECS	EBERLET	6288484	2/20/2024 10:29:29 PM	716-648-5111 ext 0
ECS	ALBANESE	6288484	2/20/2024 10:30:26 PM	thank u
ECS	EBERLET	6288484	2/20/2024 10:30:32 PM	no problem
ECS	ALBANESE	6288484	2/20/2024 10:49:35 PM	can u add dave smith ford as a victim for 013412
ECS	EBERLET	6288484	2/20/2024 10:49:40 PM	sure thing
ECS	ALBANESE	6288484	2/20/2024 10:49:53 PM	if you need a name it could be jason burgett
ECS	EBERLET	6288484	2/20/2024 10:49:59 PM	phone #?
ECS	ALBANESE	6288484	2/20/2024 10:50:20 PM	634-2000
ECS	EBERLET	6288484	2/20/2024 10:50:22 PM	ty
ECS	EBERLET	6288484	2/20/2024 10:50:37 PM	all set on there, i put both
ECS	ALBANESE	6288484	2/20/2024 10:50:44 PM	thank u
ECS	EBERLET	6288484	2/20/2024 10:50:49 PM	anytime
ECS	EDMUNDSC	6288541	2/20/2024 6:25:41 PM	mark sisti re town chevy 716 868 7509
ECS	EDMUNDSC	6288541	2/20/2024 7:20:55 PM	6288541 SYSTEM DS3-EDMUNDSC has left the chat group.
ECS	LEDERHOU	6288733	2/20/2024 9:07:52 PM	We are out on a UUMV comp on the Res for Bryan Ells. Apparently he dropped off HPS1858, you guys looking for that at all
EVN	HASSANR	6288733	2/20/2024 9:08:30 PM	standby let me ask brad
EVN	HASSANR	6288733	2/20/2024 9:11:04 PM	the owner is looking for the vehicle
EVN	HASSANR	6288733	2/20/2024 9:11:28 PM	i can give you the r/o's number we have
ECS	LEDERHOU	6288733	2/20/2024 9:12:04 PM	Sure ill take it
EVN	HASSANR	6288733	2/20/2024 9:12:25 PM	716-381-2268
ECS	LEDERHOU	6288733	2/20/2024 9:13:08 PM	My deputies will contact him
EVN	HASSANR	6288733	2/20/2024 9:13:13 PM	ok thanks
ECS	LEDERHOU	6288733	2/20/2024 9:40:31 PM	Daryl has his vehicle back
ECS	LEDERHOU	6288733	2/20/2024 9:54:45 PM	Good Talk
ECS	ALBANESE	6291621	2/21/2024 6:44:16 AM	you can clear me of 412 for now
ECS	VENTURAA	6291621	2/21/2024 6:44:41 AM	Yes
ECS	ALBANESE	6291621	2/21/2024 6:44:49 AM	thank u
ECS	VENTURAA	6291621	2/21/2024 6:44:54 AM	np

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ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE.
NO RETURNS ACCEPTED THAT ARE NOT IN UNOPENED RESEALABLE PACKAGING.
20% HANDLING CHARGE ON RETURNED PARTS.
NO RETURNS AFTER 10 DAYS.

NO RETURNS ON ELECTRICAL OR SPECIAL ORDER ITEMS.

DATE ENTERED	YOUR ORDER NO.	DATE SHIPPED	INVOICE DATE	INVOICE NUMBER	
20 NOV 23	PR375860	04 DEC 23	04 DEC 23	620446X2	17:36

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ACCOUNT NO. 6342000
DAVE SMITH FORD
4045 TRANSIT RD
WILLIAMSVILLE, NY 14221-7211

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BODY SHOP
(REAR OF BUILDING)

PAGE 1 OF 2

Ro# 765312
X1070

SHIP VIA				SLSM.	BA NO.	TERMS	F.C.B.		
				2397		CHARGE SALE	DEPEW NY		
ORD.	SHIP	B.O.	PART NUMBER	DESCRIPTION	LIST	NET	AMOUNT		
1	0	1	85155417	SPAC ANTENNA	132.15	85.90	0.00		
			G04407627						
1	0	1	84871016	SPAC F-INSULATO	8.73	5.67	0.00		
			G04407602						
1	0	1	86810770	SPAC F-HARNESS	465.39	302.50	0.00		
			G04407616						
1	1	0	84678966	SP FLR F-WINDOW	189.98	123.49	123.49		
			G04407559						
				1GNSKCKD2PR375860					
				MILEAGE 13708					
				The following parts have been special ordered:					
				ANTENNA					
				PARTS					
				SUBLET					
				FREIGHT					
				SALES TAX					
				TOTAL					

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NO RETURNS ACCEPTED THAT ARE NOT IN UNOPENED RESALEABLE PACKAGING.
20% HANDLING CHARGE ON RETURNED PARTS.
NO RETURNS AFTER 10 DAYS.
NO RETURNS ON ELECTRICAL OR SPECIAL ORDER ITEMS.

DATE ENTERED	YOUR ORDER NO.	DATE SHIPPED	INVOICE DATE	INVOICE NUMBER	
20 NOV 23	PR375860	04 DEC 23	04 DEC 23	620446X2	17:36

PAGE 2 OF 2

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ACCOUNT NO. 6342000

DAVE SMITH FORD
4045 TRANSIT RD
WILLIAMSVILLE, NY 14221-7211S
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OBODY SHOP
(REAR OF BUILDING)

SHIP VIA				SLSM. 2397	B/L NO.	TERMS CHARGE SALE	F.O.B. DEPEW NY
ORD	SHIP	P.O.	PART NUMBER	DESCRIPTION	LIST	NET	AMOUNT
		1	84871016	F-INSULATOR			
		1	86810770	F-HARNESS			
*****THANK YOU FOR CHOOSING BASIL CHEVY*							
PROMPTLY SERVING YOUR GM PARTS NEEDS							
CHECK OUT THE "BASIL DIFFERENCE"							
BASIL, "JUST WHAT YOUR LOOKING FOR "							
*****JUST GREAT DEALS*****							
				PARTS		123.49	
				SUBLET		0.00	
				FREIGHT		0.00	
				SALES TAX			
				TOTAL		\$123.49	

Erie County Sheriff's Office
COMPLAINT SUMMARY REPORT
24-013412

Report Date: 2/21/2024

02/15/2024 06:02:31	ECS	159	AT GARAGE
02/15/2024 17:51:18	ECS	921	NZ OUT AT WEST HERR FOR FOLLOW UP
02/15/2024 18:06:14	ECS	929	2W OUT AT DAVE SMITH FORD
02/15/2024 18:34:03	ECS	929	NZ OUT AT JOE BASIL
02/15/2024 19:03:56	ECS	405	PATROL SPOKE WITH SALES MANAGER ERIC HARTZ OF DAVE SMITH FORD. PATROL NOTIFIED HIM OF THE INCIDENT ON 02/15/2024 AT 02:20 HRS. ERIC WAS MADE AWARE THAT PATROL WAS IN CUSTODY OF BOX'S AND OTHER AUTOMOTIVE PARTS. MOST BOXES HAD BASIL SHIPPING LABELS BUT ONE HAD A DAVE SMITH FORD STICKER. PATROL AND ERIC CHECKED WITH PARTS COUNTER TO SEE IF THEY WERE MISSING ANY ITEMS BUT WERE UNAWARE AT THIS TIME. ERIC WILL CHECK WITH THE AUTOBODY DEPARTMENT ON 02/16/2024. ERIC WILL NOTIFY THE OFFICE MANAGER WHEN THEY COME IN ON 02/16/2024 AT 09:00 HRS TO CHECK SECURITY FOOTAGE FOR THE PAST SEVERAL NIGHTS TO LOOK FOR THE RED SILVERADO AND WILL GET BACK TO PATROL ON 02/19/2024 AFTER 18:00 HRS.
02/19/2024 17:34:24	ECS	S291	ON 2/19/24 NZ SPOKE TO SARA SMITH OF DAVE SMITH FORD. NZ AND SARA REVIEWED CAMERA FOOTAGE OF 2/15/24.
02/19/2024 17:35:40	ECS	S291	NZ CONTACTED LAUREN NASH OF DA'S OFFICE AND WAS ADVISED OF INVESTIGATION/ UPDATED INFORMATION
02/20/2024 17:43:33	ECS	921	NZ ENR TO GARAGE
02/20/2024 19:17:40	ECS	929	NZ CLEAR OF GARAGE OUT AT DAVE SMITH FORD
02/21/2024 01:19:48	ECS	929	NZ OUT AT D7 STATION FOR INTERVIEW
02/21/2024 02:37:41	ECS	S291	ALISSA WAS PROCESSED FOR PL 105.05-01/165.45-01 AND RELEASED ON DAT
02/21/2024 05:22:43	ECS	S291	MARK FROM TOWNE CHEVROLET WAS ADVISED THAT THE VEHICLE COULD BE RELEASED INTO THEIR CUSTODY. MARK WAS PROVIDED TSGT NAEGELY'S INFORMATION TO MAKE ARRANGEMENTS

Total Complaints: 1

Erie County Sheriff's Office
COMPLAINT SUMMARY REPORT
24-013412

Report Date: 2/21/2024

02/15/2024 02:30:22 ECS 934	Status: VALID Expiration: 09/30/2025 Plate Issued: 09/18/2023 Plate: 66314ND Class: COM - Commercial Plate (076) Style: X Logo: EXCELSIOR Legend: COMMERCIAL Vehicle: 2023; CHEVROLET; SILVERADO; PICK-UP TRUCK; RED Maximum Load Weight: 5600 Vehicle ID: 3GCUDGEL7PG306541 Insurance Co.: EMPIRE FIRE & MARINE INS Insurance Code: 111 Organization Name: TOWNE; CHEVROLET; BUICK; CADILLAC; INC Address: 11208 GOWANDA ST RD NORTH COLLINS, New York 14111
02/15/2024 02:30:31 ECS 929	OUT WITH VEHICLE AT MALL PARKING LOT NEAR KEY BANK
02/15/2024 02:38:09 ECS 929	504209070- DRIVER, 380745632 -PASSENGER
02/15/2024 02:38:59 ECS 939	Status: VALID (Non-CDL) License Class: *E* Expiration: 08/26/2025 Name: SARACINA, DANIEL J Client ID: 504209070 Birth Date: 08/26/1986 Sex: M Height: 6' 5" Eye Color: BLUE Address: 4340 S PARK AVE BUFFALO, New York 14219 County: ERIE Motorist ID: S016335011524556786000 Image Captured: 10/18/2004 (KEPT) Activity Information School Bus Driver Status (S19A): NOT APPLICABLE Cleared Out of State Surrender: 01/20/2021 Date Surrendered: 10/18/2004 State: New York (less) (print preview)
02/15/2024 02:39:47 ECS 939	Status: VALID (Non-CDL) VALID (CDL) License Class: CDL *B* Expiration: 08/26/2027 Name: EVANS, ALISSA BETH Client ID: 380745632 Birth Date: 08/26/1981 Sex: F Height: 5' 2" Eye Color: BLUE Address: 6297 BOSTON STATE RD HAMBURG, New York 14075 County: ERIE Endorsements: • SCHOOL BUS • PASSENGER Motorist ID: E220579032000557781000 Image Captured: 08/31/2011 (KEPT) Activity Information School Bus Driver Status (S19A): ACTIVE-SCHOOL QUALIFIED Medical Certification Status: CERTIFIED - NON-EXCEPTED INTERSTATE (NI) Issued: 08/18/2023 Expires: 10/18/2024 Medical Examiner: TANNER, JENNIFER Phone: 716-204-0798 National Registry ID: 2703716006 License State: New York (less) (print preview)
02/15/2024 03:17:23 ECS 934	1M IN CUSTODY PER NZ
02/15/2024 03:51:10 ECS 929	DET RICHARD NTFD, WILL BE EN ROUTE
02/15/2024 03:55:56 ECS 934	3W REQ AMBULANCE FOR NAUSEA, DIZZINESS, KIDNEY PAIN FOR MALE
02/15/2024 03:57:29 ECS 939	AMH NTFD FOR FA
02/15/2024 04:39:51 ECS 934	TWIN CITY 226 WITH 1M TO BUF MERCY
02/15/2024 05:06:50 ECS 934	REQ TOW TO THE GARAGE
02/15/2024 05:10:43 ECS 939	TRANSIT FOR THE TOW
02/15/2024 05:24:49 ECS 934	TOW ON SCENE
02/15/2024 05:29:38 ECS 934	2W FOLLOWING TRANSIT TOWING, NZ ENROUTE TO LAB
02/15/2024 05:31:41 ECS 934	TOW ENROUTE TO GARAGE

Erie County Sheriff's Office
COMPLAINT SUMMARY REPORT
24-013412

Report Date: 2/21/2024

24-013412 LARCENY-AUTO ACCESSORIES

8137 MAIN ST CLA Bus. WEST HERR NISSAN WILLIAMSVILLE (2)

Disposition(s): 1. Watch Commander 2. Arrest Report 3. Police Report 4. CSI Notification 5. Refer to Detectives

Reported: 02/15/2024 02:20:01
 Received: 02/15/2024 02:20:31
 Dispatched: 02/15/2024 02:21:49
 En Route: 02/15/2024 02:21:49
 On Scene: 02/15/2024 18:21:15
 Cleared: 02/20/2024 20:28:11

Agency: ECS
 Received By: ALBIANI-GROSS, DANIEL - 939
 Dispatched By: LEDERHOUSE, THOMAS - 929
 Source: PHONE

Officers: 1. MCCARTHY, PATRICK - 405 2. PELLITTIERI, ANTHONY - 364 3. ALBANESE, MATTHEW - S291
 4. MYERS, ROBERT - 399 5. RICHARD, LEE - D71 6. KLEMP, DANIEL - 269

Other Personnel: 1. GANG, DANIELLE . - 19175 2. DEHN, BROCA. - 8002 3. EBERLE, TROY . - 28151

Associated Person(s) 1. Victim DAVE SMITH FORD
 ADDRESS: 4045 TRANSIT RD CLARENCE
 2. Victim BURGETT, JASON J. DOB: 9/10/1973
 ADDRESS: 83 APPLE RING RD RED HOOK (VILLAGE) PHONE: (845) 518-0854
 3. Subject SARACINA, DANIEL J. DOB: 8/26/1986
 ADDRESS: 4340 SOUTH PARK AV BUFFALO
 4. Subject EVANS, ALISSA DOB: 8/26/1981
 ADDRESS: 6297 BOSTON STATE RD HAMBURG TOWN PHONE: (716) 771-6480
 5. Associated Person HARTZ, ERIC W. DOB: 9/13/1978
 ADDRESS: 4045 TRANSIT RD CLARENCE PHONE: (716) 634-2000
 6. Associated Person SISTI, MARK D. DOB: 1/24/1968
 ADDRESS: 8766 VIOLET PK EDEN
 7. Vehicle Owner TOWNE CHEVY, BUICK C.
 ADDRESS: 11208 GOWANDA STATE RD NORTH COLLINS

Remarks:

02/15/2024 02:21:03	ECS	939	RED PICKUP TRUCK IN THE LOT THAT THEY SEE ON CAMERA WAS THERE THE OTHER NIGHT STEALING
02/15/2024 02:21:10	ECS	939	WHT MALE IN GRAY HOODIE
02/15/2024 02:21:32	ECS	939	VEH STILL AT NISSAN NEAR BACK ROAD
02/15/2024 02:21:50	ECS	939	USUALLY WILL LEAVE THERE WHEN HES DONE AND GO TO TOYOTA AND CHEVY
02/15/2024 02:22:25	ECS	939	VISTA SECURITY CB 716-510-5114 OFFSITE CAMERA MONITORING COMPANY
02/15/2024 02:22:40	ECS	939	LOST HIM ON THE CAMERA
02/15/2024 02:22:54	ECS	939	HES AT TOYOTA NOW IN THE LOT
02/15/2024 02:23:07	ECS	939	HEADING TOWARDS EXIT AT TOYOTA NOW
02/15/2024 02:23:53	ECS	939	LOOKS LIKE POSSIBLE CHEVY
02/15/2024 02:24:11	ECS	939	WENT OFF CAMERA AT TOYOTA POSSIBLY LEFT
02/15/2024 02:24:38	ECS	939	POSSIBLE NEXT STOP IS CHEVY ON MAIN
02/15/2024 02:25:44	ECS	939	CHEVY DEALERS CAMERAS ARE DOWN RIGHT NOW WONT BE ABLE TO SEE HIM IF HE WENT TO CHEVY
02/15/2024 02:26:30	ECS	939	WOULD BE CHEVY ON TRANSIT IN AMH PD AREA
02/15/2024 02:26:58	ECS	939	DISCONNECTED FROM CAMERA COMPANY
02/15/2024 02:27:06	ECS	939	APD NTFD
02/15/2024 02:29:06	ECS	929	NOT BEHIND TOYOTA
02/15/2024 02:30:06	ECS	929	66314ND

basil

9



WARRANTIES ON THE PRODUCTS SOLD HEREBY ARE THOSE MADE BY THE MANUFACTURER. THE SELLER HEREBY EXPRESSLY DISCLAIMS ALL WARRANTIES, EITHER EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND NEITHER ASSUMES NOR AUTHORIZES ANY PERSON TO ASSUME FOR IT ANY LIABILITY IN CONNECTION WITH THE SALE OF PRODUCTS.

ALL CLAIMS AND RETURNED GOODS MUST BE ACCOMPANIED BY THIS INVOICE. RETURNS ACCEPTED THAT ARE NOT IN UNOPENED RESALEABLE PACKAGING. 20% HANDLING CHARGE ON RETURNED PARTS. NO RETURNS AFTER 10 DAYS. NO RETURNS ON ELECTRICAL OR SPECIAL ORDER ITEMS.

DATE ENTERED
20

\$1,010.70
2,145.18 COST OF
PARTS.

INVOICE NUMBER 620446 10:33

PAGE 1 OF 2

P
BUILDING)

RO# 225312 X10%

F.O.B.
DEPEW NY

SHIP VIA

ORD

1-800-634-5623
www.glassusa.com

ORD	SHIP	QTY	DESCRIPTION	UNIT	NET	AMOUNT
1					132.15	85.90
1			SPAC F-INSULATOR		8.73	5.67
1			G04407602			0.00
1			84861036			0.00
1			23387335		40.54	26.35
1			86810770		10.10	6.56
1			G04407616		465.39	302.50
1			86581706			0.00
1			CORE EXCHANGE		240.44	156.29
1			13545362 IN SUPPLY			310.00
1			84678966		245.22	159.39
1			G04407559		189.98	123.49
						0.00

PARTS	
SUBLET	
FREIGHT	
SALES TAX	
TOTAL	

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CUSTOMER COPY

basil family dealerships

joe basil chevrolet



5111 TRANSIT ROAD, DEPEW, NEW YORK 14043
DIRECT 716-683-4895 - FAX 716-683-4840
joebasilchevrolet.com

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DATE ENTERED	YOUR ORDER NO.	DATE SHIPPED	INVOICE DATE	INVOICE NUMBER
20 NOV 23	PR375860	29 NOV 23	29 NOV 23	620446

10:33

ACCOUNT NO. 6342000

PAGE 2 OF 2

S
O
L
D
T
O

DAVE SMITH FORD
4045 TRANSIT RD
WILLIAMSVILLE, NY 14221-7211

S
H
I
P
T
O

BODY SHOP
(REAR OF BUILDING)

RO# 225312 X10%

SHIP VIA			SLSM.	B/L NO.	TERMS		F.O.B.	
			2397		CHARGE SALE		DEPEW NY	
ORD	SHIP	B.O.	PART NUMBER		DESCRIPTION	UNIT	NET	AMOUNT
			1GNSKCKD2PR375860					
			MILEAGE 13708					
			The following parts have been special ordered:					
		1	85155417		ANTENNA			
		1	84871016		F-INSULATOR			
		1	84861036		F-(S) DUCT			
		1	23387335		F-(S) DEFLE			
		1	86810770		F-HARNESS			
		1	84678966		F-WINDOW			

THANK YOU FOR CHOOSING BASIL CHEVY
PROMPTLY SERVING YOUR GM PARTS NEEDS
CHECK OUT THE "BASIL DIFFERENCE"

PARTS 625.68

Backs of Body Shop

Camera 5

2/15/24

out of vehicle

1:40 - 1:45

Camera 2 - Driving in off vehicle

1:38 - 1:40

Camera 8 - shows big lts property
line

01:44 - 01:50

PRESS RELEASE

Contact Information:

Lieutenant Jeremy R. Lehning

Public Information Officer

Office: 716-858-7630

Mobile: 716-440-3684

Jeremy.lehning@erie.gov



Release Date: 2/22/24

SHERIFF JOHN C. GARCIA

**CRIMINAL POSSESSION OF STOLEN PROPERTY AND CONSPIRACY ARREST
MADE FOLLOWING INVESTIGATION**

Clarence, NY – Erie County Sheriff John C. Garcia reports the arrest of 42-year-old, Alissa Evans of the Town of Hamburg, following an investigation stemming from a complaint of theft from two separate area car dealerships.

On February 15th, patrols in the Town of Clarence were dispatched to West Herr Nissan, when a complaint from Vista Security was received regarding a red pickup truck in the lot after hours, taking items. As patrol responded, dispatch was advised that the pickup truck had left West Herr Nissan and was now in the lot of West Herr Toyota and had quickly departed the premises. The area was canvassed by patrol and a vehicle matching the description was observed in the Eastern Hills Mall parking lot and a traffic stop was initiated.

Patrol contacted the operator, 37-year-old Daniel Saracina and the rear passenger, Alissa Evans, during which time, patrol did observe numerous boxes inside the pickup truck, addressed to "Joe Basil Chevrolet" as well as a radiator, tire with rim, commercial brake drum and another box found in the bed of the truck. Based on the totality of evidence, an investigation was initiated by patrol. While conducting an inventory of the vehicle, patrol discovered a yellow zip-lock bag and a clear plastic bag, both containing suspected narcotics. Saracina claimed both items and was subsequently charged with two counts of Criminal Possession of a controlled substance and released on desk appearance ticket. The vehicle and contents were impounded in furtherance of the investigation.

After completing the investigation, the missing parts had a combined value of \$2,145.18 and were taken by Saracina and Evans from Dave Smith Ford. Charges were subsequently filed by patrol for both parties. On February 21st, Evans turned herself and was charged with the following:

- Criminal Possession of Stolen Property 4th-Class E Felony
- Conspiracy 5th Degree-Class A Misdemeanor.

Saracina has not responded to patrols attempts to contact him and is currently outstanding. If you have any information as to his whereabouts, please contact Sergeant Matt Albanese at 716-339-9072.

OFFICE OF SHERIFF
COUNTY OF ERIE

In the matter of a proceeding under the Family Court Act

Erie County Family Court

Petitioner
vs.

Docket No: **O-11666-23**

Daniel J Saracina

Respondent

2024 MAR 25 4:10 PM
EC FAMILY COURT-4R

AFFIDAVIT OF SERVICE

Deputy Ginnane being duly sworn, deposes and says that deponent is over the age of 21 and a Deputy Sheriff of the County of Erie and served the: **order of protection** upon the Respondent, **Daniel J Saracina**, named herein, in the following manner:

- ☒ 1. **PERSONAL DELIVERY:** By delivering a true copy thereof to him personally on the 25th day of March, 2024 at 1045 A.M., at **462 Grider St Buffalo NY 14215 9th Floor lockup** and that he knew the person so served to be the person described as the said Respondent therein.
- ☐ 2. **SUBSTITUTE SERVICE:** By personally delivering to and leaving a true copy with, a person of suitable age and discretion, on the ____ day of ----, ---- at ____ P.M., at the dwelling place and by mailing a true copy of the same to the Respondent at

The description of the person served *pursuant to 1 or 2* above is:

Sex: Male

Race: White

Hair Color: Bald

Approx. Age or Date of Birth :8/26/1986

Approx. Weight: 250

Approx. Height: 6'5"

Notes: Respondents home address is 4340 South Park Ave Blasdell NY 14219. A good phone number for respondent is 716-771-6480.

- ☐ 3. **INABILITY TO SERVE:** That **Deputy Ginnane**, deponent, personally attempted to serve with due diligence the above **summons and petition** at address and times listed and was unable to serve:

1. ----, ----, at ----, at
But was unable to do so because:

2. ----, ----, at A.M., at
But was unable to do so because:

3. ----, ----, at A.M., at
But was unable to do so because:

To the best of my knowledge, information and belief the said Respondent was not engaged in military service of the United States

Sworn to me this 25th day of March, 2024.

Frank Lobosetto

FRANK LOBOSETTO
COUNTY CLERK OF ERIE
In and for the County of Erie, NY
My Commission Expires Dec. 31, 2024

[Signature]

Signature of Server

(Rev. 01/21) Complaint for Violation of Civil Rights (Prisoner)

VII. Exhaustion of Administrative Remedies Administrative Procedures

The Prison Litigation Reform Act ("PLRA"), 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted."

Administrative remedies are also known as grievance procedures. Your case may be dismissed if you have not exhausted your administrative remedies.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

☒ Yes

☒ No

If yes, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).

ECMC 9th floor "lockup"

B. Does the jail, prison, or other correctional facility where your claim(s) arose have a grievance procedure?

☐ Yes

☒ No

Not at ECMC 9th floor "lockup"

☐ Do not know

C. Does the grievance procedure at the jail, prison, or other correctional facility where your claim(s) arose cover some or all of your claims?

☐ Yes

☒ No

☐ Do not know

If yes, which claim(s)?

(Rev. 01/21) Complaint for Violation of Civil Rights (Prisoner)

- D.** Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose concerning the facts relating to this complaint?

☐ Yes

☒ No

If no, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

☐ Yes

☒ No

- E.** If you did file a grievance:

1. Where did you file the grievance?

2. What did you claim in your grievance?

3. What was the result, if any?

4. What steps, if any, did you take to appeal that decision? Is the grievance process completed? If not, explain why not. (Describe all efforts to appeal to the highest level of the grievance process.)

(Rev. 01/21) Complaint for Violation of Civil Rights (Prisoner)

F. If you did not file a grievance:

1. If there are any reasons why you did not file a grievance, state them here:

2. If you did not file a grievance but you did inform officials of your claim, state who you informed, when and how, and their response, if any:

G. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

(Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.)

VIII. Previous Lawsuits

The “three strikes rule” bars a prisoner from bringing a civil action or an appeal in federal court without paying the filing fee if that prisoner has “on three or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury.” 28 U.S.C. § 1915(g).

To the best of your knowledge, have you had a case dismissed based on this “three strikes rule”?

☐ Yes

☒ No

If yes, state which court dismissed your case, when this occurred, and attach a copy of the order if possible.

(Rev. 01/21) Complaint for Violation of Civil Rights (Prisoner)

- A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

☐ Yes

☒ No

- B. If your answer to A is yes, describe each lawsuit by answering questions 1 through 7 below. *(If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)*

1. Parties to the previous lawsuit

Plaintiff(s) _____

Defendant(s) _____

2. Court *(if federal court, name the district; if state court, name the county and State)*

3. Docket or index number

4. Name of Judge assigned to your case

5. Approximate date of filing lawsuit

6. Is the case still pending?

☐ Yes

☐ No

If no, give the approximate date of disposition. _____

7. What was the result of the case? *(For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)*

(Rev. 01/21) Complaint for Violation of Civil Rights (Prisoner)

IX. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: _____

Signature of Plaintiff

Printed Name of Plaintiff

Prison Identification #

Prison Address

Alissa Evans
Alissa Evans

Daniel Saracine
Daniel Saracine

80847

40 Delaware
Buffalo NY

City

State

Zip Code

B. For Attorneys

Date of signing: _____

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Address

City

State

Zip Code

Telephone Number

E-mail Address

IN SUPPORT OF ORDER TO SHOW CAUSE FOR
PRELIMINARY INJUNCTION

UNITED STATES DISTRICT COURT
Western DISTRICT OF NEW YORK
Alissa Evans, Daniel Saragino X

AFFIDAVIT/AFFIRMATION

against

Eric County Sheriff's Office Deputies

24 CV 1096 ()

X

STATE OF NEW YORK
COUNTY OF Eric

Alissa Evans ___, [being duly sworn] deposes and says [or: makes the following affirmation under the penalties of perjury]:

I Alissa Evans ___, as plaintiff in the above-entitled action, respectfully move this court to order defendants to show cause why they should not be enjoined from/to stop harassment until a final disposition on the merits in the above-entitled action.

Unless this order is issued, I will suffer immediate and irreparable injury, loss and damage in that Deputies have called and intimidated my lawyer and been malicious towards us.
As can be seen from the foregoing, I have no adequate remedy at law.

WHEREFORE, I respectfully request that the Court grant the within relief as well as such other and further relief that may be just and proper.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: 12/3/24

Alissa Evans
Alissa Evans